

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43777 of 2017

Arising Out of PS.Case No. -44 Year- 2017 Thana -HUSAINGANJ District- SIWAN

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1. Seraj Khan @ Seraj Son of Naimul Haque, R/o Village- Rajanpura, P.S.-
M.H. Nagar, District- Siwan.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Javed Aslam

For the Opposite Party/s : Mr. Sri Awadhesh Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 20-09-2017 The petitioner seeks regular bail in connection with

Hussainganj (M.H.) Nagar P.S. Case No. 44 of 2017, registered

for offences punishable under Sections 272 and 273 of the Indian

Penal Code and Section 41(1) of the Bihar Prohibition and Excise

Act, 2016.

Allegation is of recovery of 210 litres of foreign liquor.

It has been submitted on behalf of the petitioner that he

has falsely been implicated in this case and nothing has been

recovered from his possession or from his house and he has been

named in this case by co-accused and that co-accused has already

been granted bail by a coordinate Bench of this Court vide order

dated 21.08.2017 passed in Cr. Misc. No. 38604 of 2017, and

petitioner has no criminal antecedent and he has been in judicial



custody since 25.06.2017.

Heard learned A.P.P. also.

Having heard both sides, considering the facts and circumstances of the case and as other co-accused has already been granted bail by a coordinate Bench of this Court, as such, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Additional District Judge -II, Siwan, in connection with Hussainganj (M.H.) Nagar P.S. Case No. 44 of 2017.

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) It is made clear that if the petitioner again found involved in any of the like offences, in future, prosecution will be free to move for cancellation of his bail bonds.

(Vinod Kumar Sinha, J)

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